

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

v.

CODY DEMELLE,

Defendant.

**8:24CR79**

**ORDER**

This matter is before the Court on the Motion to Continue Trial (Filing No. 40). Counsel needs additional time to review the digital data extracted from phones seized by police, including the phone of the decedent. For good cause shown,

IT IS ORDERED that the Motion to Continue Trial (Filing No. 40) is granted as follows:

1. The jury trial now set for February 3, 2025, is continued to **March 17, 2025**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the Court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and March 17, 2025**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

Dated the 22nd day of January 2025.

BY THE COURT:

A handwritten signature in black ink, appearing to read "Robert F. Rossiter, Jr.", written in a cursive style.

Robert F. Rossiter, Jr.  
Chief United States District Judge